

New Supreme Justice an Ex-Confederate

Judge Horace H. Lurton, Democrat, Morgan Raider, War Prisoner, Was President's Associate on Federal Bench

IN Cincinnati nearly seventeen years ago a large young man introduced a smaller but considerably older man to each guest at a morning reception in honor of the latter. Then the introducer and the guest of honor proceeded arm in arm to the United States circuit court, where the heavier man administered to the lighter man the oath of office as one of his brother judges of that bench.

The big man was William Howard Taft of Cincinnati. The other was Horace Harmon Lurton of Clarksville, Tenn. The other day Mr. Taft, as president of the United States, appointed Judge Lurton an associate justice of the supreme court of the United States to succeed the late Rufus W. Peckham of New York.

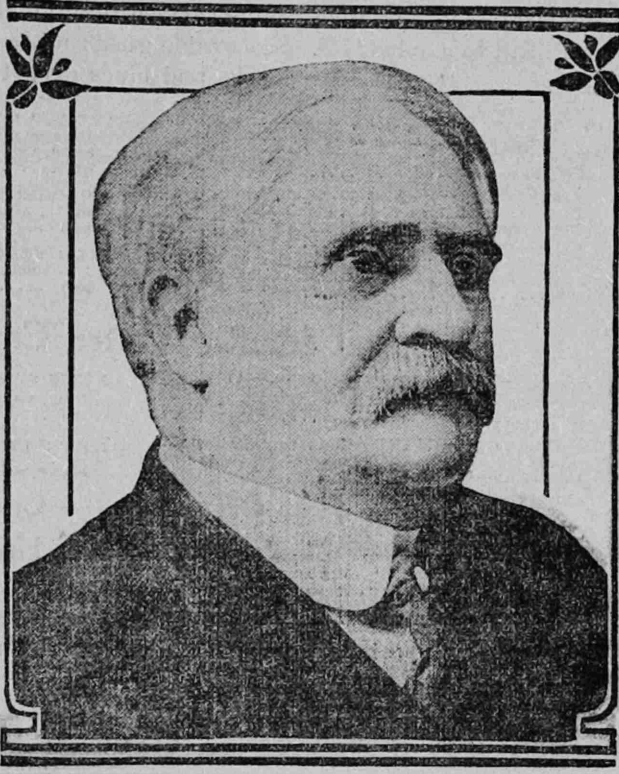
Justice Lurton is a Democrat, an ex-Confederate, and is the only man ever appointed to the supreme bench who has served time in a penitentiary. Don't draw quick conclusions. Justice Lurton was a prisoner of war, but his place of imprisonment was the Ohio state penitentiary at Columbus, where he remained from the summer of 1863 until the close of the civil war.

Lurton, who was born in Kentucky, was seventeen years old when the war began. For two years he had been studying at a university in Chicago. He went straight home and joined the Confederate army, but was discharged from service the next year because of ill health. When he got well he re-enlisted and was taken prisoner at Fort Donelson. He escaped. A few weeks later he made his third enlistment, joining General John H. Morgan's celebrated cavalry brigade.

In midsummer of 1862 young Lurton accompanied Morgan on the noted raid into Ohio, circling around Taft's home town, William H. then being but a small boy, and with Morgan and many others Lurton was captured and sent to the state prison by the federal authorities. The war department had discovered that John Morgan was a mighty good man to keep inside a high stone wall until hostilities ceased, but the Kentucky raider escaped and went back into the service, only to be betrayed by a supposed friend in Tennessee and shot to death. Lurton fell

to escape, but he lives to become a member of the supreme bench of the nation against which he fought, and, curiously enough, he is appointed by a member of the party of Abraham Lincoln and a native of the state which he helped to terrify in 1863.

Justice Lurton's appointment keeps the makeup of the supreme court the same politically that it was before Justice Peckham's death—six Republicans and three Democrats. Much pressure was brought to bear upon President Taft to induce him to name a Republican. The president was determined from the first to elevate Judge Lurton, with whom he served for years on the federal circuit bench. Lurton was appointed to that bench by President Cleveland in 1892 and has been judge of the Sixth judicial circuit ever since, with principal headquarters at Nashville, Tenn. Mr. Taft discovered that Judge Lurton was a lawyer of exceptional ability and determined, if opportunity presented, to place him on the supreme bench.

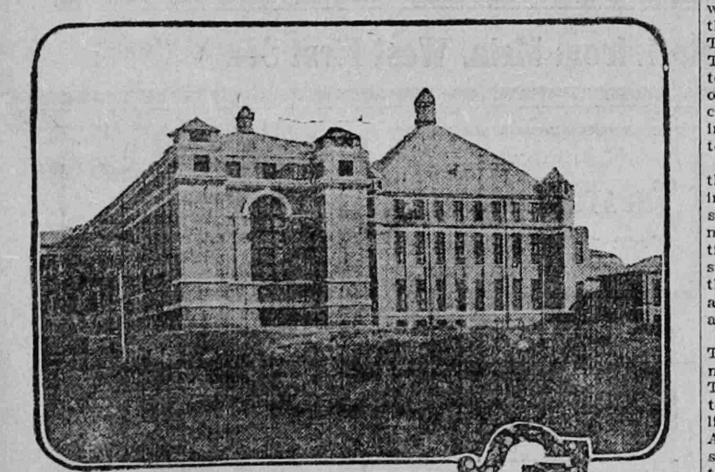


HORACE H. LURTON, NEW JUSTICE OF THE SUPREME COURT.

Federal Penitentiary at Atlanta a Model One

Present Home of Banker Morse Not a Waldorf-Astoria, but Sanitary and Comfortable--All Convicts Look Alike to the Warden

IT is probable that no prison in the United States or elsewhere would furnish Banker Charles W. Morse such excellent accommodations as he is receiving in the federal prison near Atlanta, Ga., which he entered Jan. 3 to begin serving a sentence of fifteen years upon conviction of violating the national banking law. This institution since it was opened in 1902 has been gaining increasing respect as a model prison. It is constructed and conducted upon lines calculated to prove to the sociologist that Uncle Sam



MAIN BUILDING, FEDERAL PRISON, ATLANTA, GA.

does not entertain the ancient notion that punishment for crime should be as severe as possible.

The constitution of the United States expressly prohibits "cruel and unusual punishments." Compared with that meted out in some of the state prisons, the punishment of federal convicts at Atlanta is unusual in being comparatively light, but it is not a whit more cruel than the law allows. In fact, Warden Moyer actually tries to make things as comfortable as possible for his guests.

Of course the big main building wherein the cells are located is not a Waldorf-Astoria in appointments, but neither is it a hovel. The cells in all

probably are more healthful lodgings than the average hotel room. They are eminently sanitary, plenty of sunlight and fresh air being in circulation.

There is running water, too, though whether "hot and cold" is not specified in the descriptions furnished. There is no choice of apartments, each of the cells being of one size—seven feet eleven inches high, five feet ten inches wide, eight feet six inches long. There are two bunks, one above the other. If a prisoner has a cellmate he is expected to be sociable, but he is not permitted

well behaved prisoner wears a suit of dark blue. On the back of the blouse or coat, between the shoulders, are his prison number and the letters "U. S. P.," meaning United States prison. So long as a convict behaves he is entitled to wear his hair according to his custom and ditto as to his mustache.

The main building once entered, the prisoner finds himself effectually shut from the outside world. There is a solid stone wall inclosing twenty-five acres. Outside the walls lie more than 200 acres of prison territory, much of which is cultivated by convicts, who thus help to provide their own food.

The workshops are inside the walls. The wall is rounded all along the top to prevent any prisoner eager to get out from throwing a hook that will catch. Sentries' stalls are placed at intervals on the walls, steps leading up to them from the exterior.

Outside the cell building, but inside the walls, is a tent town for the housing of tubercular patients. These men sleep in the tents, where they get more fresh air than even the well-ventilated cells afford. There is a skillful surgical and medical corps. Some of the convicts are doctors. Those who are competent help the prison surgeon at operations.

There is no lock step in this prison. The convicts march to and from their meals two by two in military manner. They must stay in their cells from 8 to 9 o'clock in the evening, when lights are put out and they go to bed. All day Sunday, except during religious services, which all are required to attend in the big assembly hall, they remain in their cells. There is a prison library of 6,000 volumes, from which books may be borrowed at will. From 6 to 7 each evening is music hour. Any convict is entitled to keep his favorite musical instrument, such as a fiddle, guitar or banjo, and play it during that hour if he likes. As there are several hundred negro convicts, it goes without saying that there is music in the air like that way down on the old plantation.

Violation of internal revenue laws takes more prisoners to the Atlanta penitentiary than any other crime. Counterfeiting comes next—a close second. Prisoners sentenced to ten years or more are allowed ten days off each month for good behavior. This reduces the Morse sentence to ten years.

ROBERT DONNELL

We Have Holeproof Sox for the Whole Family

The "Holeproof" line is now complete—sox for men, women and children—all guaranteed. Made of finest sea island yarn—soft and easy to the feet—

Sox for men \$1.50 per box—6 pairs
Hose for Ladies \$2.00 per box—6 pairs
Stockings for children. \$2.00 per box—6 pairs
Special silk hose for men—three pairs to the box \$2.00 per box

Coulton Madsen & Co.

J. D. OWEN, Manager

245 Main Street

EPHRAIM.

FUNERAL SERVICES OF LEWIS HANSEN

EPHRAIM, Sanpete Co., Feb. 9.—The funeral of Lewis Hansen, Sen., who died a few days ago after a brief illness, was held in the South ward meetinghouse Tuesday afternoon, and was largely attended. The speakers were President Henry Beal, Bishop C. R. Dorius, Peter Madsen, Joseph E. Anderson, Christian Hall and L. M. Olsen, all of whom referred to Mr. Hansen as being a man of sterling qualities and a man who would be missed by all. Mr. Hansen was born in Norway 65 years ago. When a young man he came to Utah and located in Ephraim, where he married Miss Christine Christensen, who survives him. He also leaves the following sons: Andrew, Raphael, Elton, Sterling, Harold, Ariel and Archie. He was one of the highly esteemed citizens of the county, respected for his candid honesty and integrity.

FAIRVIEW.

ECCLESIASTICAL WARD BUYS AMUSEMENT HALL

(Special Correspondence.) FAIRVIEW, Sanpete Co., Utah, Feb. 8.—The Ecclesiastical ward, the only amusement hall in this city, has been purchased by the Fairview ecclesiastical ward for \$2,732. The ward amusement committee will handle charge of all amusements after next May, when the present lease expires.

FAIRVIEW BRIEFS.

One of the big times of the season was had last Saturday, when the Relief society observed Annual day. A model dancing party will be held

Auerbach's Saturday Economy Sales!

SATURDAY a Great Day in all Departments—Why—The following Facts will clearly demonstrate to you. Offerings like these make money go far

SATURDAY ONLY

MILL ENDS OF APRON GINGHAMS

3 to 10 yard lengths—blue checks, brown checks, pink checks and green checks. Value \$1.25—12 yards to a customer at a yard—**5½c**

ESTABLISHED 1864

Auerbach & Bro.

ONE PRICE TO ALL NEVER UNDERSOLD

SATURDAY ONLY

Mill Ends of Indian Head Unbleached Muslin

1 to 15 yard lengths—yard wide, the heaviest quality made, Value 12½c—12 yards to a customer at a yard—**6¾c**

Saturday Economy Specials in Our Cloak Department

UP TO \$60.00 LADIES' SUITS, \$19.75

We have twenty ladies' tailored suits, regular \$40 to \$60 Suits—beautiful conceptions in tailored garments, values extraordinary. It will pay you to look them over, **\$19.75**

UP TO \$10.00 LADIES' COATS, \$1.98

We have bunched together for Saturday selling, an unusual assortment of ladies' Coats, all wool worsteds, brown, blue, green, mixed or striped effects. Oxford gray effects and tan kerseys. Saturday at **\$1.98**



\$8.00 MISSES COATS, **\$3.95**

New Sample Spring Coats for Misses, 8 to 15 years in pretty striped serge effects, checks and fancy worsteds, extremely jaunty little jackets. We are offering you the samples at one-half their regular value, at **\$3.95**

\$12.00 LADIES CAPES, **\$6.95**

Beautiful capes with 54-in. sweep in red, tan, Alice blue, navy with fancy colors, some trimmed with braid and bold buttons, all very pretty effects. \$12.00 values Saturday, at **\$6.95**

SATURDAY ONLY.

\$2.00 Fringed Colored BED SPREADS

In navy blue, red, brown, and light blue, measure 81x89 inches—1 to a customer at **98c**

SATURDAY ONLY.

60c Bleached Mercerized Table Damask

60 inches wide—high lustre, high class designs—6 yds to customer at a yd. **34c**

SATURDAY ONLY.

16 2-3c CANTON FLANNEL

The heaviest made—full 32 in. wide—Limit 12 yards to a customer, at a yard **12c**

SATURDAY ONLY.

1000 yards Bleached TOWELING

Either twill, herringbone, stripe or huckaback weave. 12 yards to a customer at a yard **4½c**

Boys' CLOTHING ECONOMY

Boys' High Grade SUITS—the greatest values of this season's offerings, in great variety. Nearly all medium weights—suitable for spring—About 300 suits including values up to \$10.00. Your choice **\$3.65** Saturday at **\$3.65**

Men's Cashmere Underwear

\$2.00 and \$2.50 values in men's fine medium weight cashmere and worsted shirts or drawers in natural wool, flesh or fancy blue and white, all sizes. Special, per garment **\$1.45**

MEN'S WOOL SOCKS

25c Values in natural gray, tan, dark blue or black, Special at, per pair **17c**

SATURDAY

Ladies' Hose

Best 50c Grade at 25c.

B. H. quality finest Maco Cotton Hose, full fashioned, with double soles and high spliced heels and toes, all sizes—best 50c grade on sale one day only, at—**25c**

SATURDAY

Misses Black Kid School or Dress Shoes

Patent tip and new—est last, sizes 11½ to 2. Value \$2.00 at per pair—**\$1.15**

SATURDAY

Ladies Colored Overgaiter

Values up to \$1.00 at per pair—**27c**

SATURDAY ONLY.

DRUMMER BOY HOSE

Best 20c Hose at 12½c Per Pair. Boys' heavy fast black cotton hose, all sizes, best wearing 20c grade on sale at **12½c**

SATURDAY ONLY.

TOILET SOAPS

Auerbach Special Glycerine honey and aloe and Kirk's Butter-milk witch hazel. Fine bar and shaving soap, good 10c a bar values on sale at—**3 BARS FOR 10c**

SATURDAY ONLY.

KID GLOVES

Best \$1.25 Grade at \$1.00 Per Pair. The Famous Kid Gloves with 2 clasp wrist in black, white and all colors, the greatest \$1.25 Glove bargain in the city, on sale at **\$1.00**

SATURDAY ONLY.

LADIES HANDKERCHIEFS

Best 20c Values at 10c. Fine pure linen, plain or cross-bar handkerchiefs, with embroidered initial and small floral design in corner. Best 20c values on sale at **10c**

in the pavilion Thursday evening Feb. 17, under the auspices of the parents' class of the Sunday school. This is the beginning of a number of parties to be given by the class.

The Y. M. C. A. has under way a "National Day" to be given on Washington's birthday. The proceeds go to the new meetinghouse.

Saturday, Feb. 12, the Fairview and Mantle school boys will engage in a basketball game at Fairview.

Engineer R. R. Lyman is expected here Saturday to determine whether or not enough power can be had at the grist mill site to run an electric light plant.

SPRING CITY.

CONTRACT LET FOR NEW MEETINGHOUSE

(Special Correspondence.) SPRING CITY, Sanpete Co., Feb. 10.—The Spring City ward building committee let the contract yesterday afternoon for the completion of the new meetinghouse. Three bids were submitted: H. G. Fredericksen & Son of Mantle offered to do the work for \$4,289.90; the bid of Brand & Jacobson of Mt. Pleasant was \$3,450, and Erickson & Alfred of Spring City bid \$2,997.50. The last named firm's bid was accepted. The building is to be completed by Aug. 1. Architects Watkins & Birch are supervising the work.

DEATH OF VETERANS.

SPRING CITY, Feb. 10.—Two of our old residents died last week. Nils P. Jensen, who was born in Denmark Dec. 31, 1832, and Mrs. Paulina J. Allred, who was born in Monroe county, Missouri, May 17, 1832. The funeral of both was held in the meetinghouse on Friday, under the direction of Bishop Lauritz O. Larsen, and was largely attended by the relatives and friends of the deceased. Mr. Jensen received the gospel in Denmark in 1855, and soon afterwards came to Utah. Mrs. Allred was baptized at Spring City in 1876. Both were faithful members of the Church, and exemplified in their lives the Mormon creed, "Mind your own business."

SCHOOL IMPROVEMENTS.

SPRING CITY, Feb. 10.—The school board has paid off the last of the bonds issued ten years ago for the erection of the school building, and the district is now out of debt. Architect Watkins is preparing plans for the installation of a heating plant in the schoolhouse. It is the intention

to have the same installed during the summer vacation.

FORESTRY POLICY SUSTAINED.

SPRING CITY, Feb. 10.—The farmers here have organized for the purpose of supporting the government forest officials in their policy of protecting the water sheds in the Mantle forest reserve. The people of Spring City and vicinity are unanimous in their approval of the policy of the present forest officers. And they are particularly pleased with the administration of Supervisor Jensen, of the season. The subject under discussion was "Resolved, That country here is preferable to city life." The affirmative was supported by Charles V. Dean and Blanche Spence, while those on the negative were Ed. White and Lottie Lusty. Dr. James R. Calvert, David Dean and Mrs. Clara C. Mills were judges and rendered their decision in favor of the affirmative.

A movement is being started to build an addition to the present place of worship. The Sunday school of this ward has grown to such proportions that new quarters are necessary in order to accommodate the pupils.

Jewel Rangas—The Best. \$1.25 down. \$1.25 per week. UTAH IMP. VEHICLE CO.

EVANSTON, WYO.

M. I. ASSOCIATIONS HOLD PUBLIC DISCUSSION

(Special Correspondence.) EVANSTON, Wyo., Feb. 7.—Last night in the Evanston ward meetinghouse, an extraordinary large crowd assembled to listen to the first debate of the season. The subject under discussion was "Resolved, That country life is preferable to city life." The affirmative was supported by Charles V. Dean and Blanche Spence, while those on the negative were Ed. White and Lottie Lusty. Dr. James R. Calvert, David Dean and Mrs. Clara C. Mills were judges and rendered their decision in favor of the affirmative.

COL. MORELOS, MEX.

LOSS OF FLOUR MILL WORKS GREAT HARSHIPS

(Special Correspondence.) COLONIA MORELOS, Sonora, Mexico, Feb. 4.—The burning of the Lilly white flour mill, supposed to be the work of an incendiary, on Jan. 23, besides causing a heavy loss, entails much hardship on the people, as many have had to return to the primitive coffee mill to grind their wheat into flour.

Mr. David J. Wilson, who brought the first set of burr mills here, has repaired them and is now grinding grain flour. The people are thankful for that.

The Lillywhite brothers, with commendable enterprise, immediately ordered another and larger mill, which they expect to install within 60 days. The machinery will have to be hauled from Douglas, Ariz., 60 miles, as also all the lumber and cement.

Morelos contains a population of about 625 souls, who are members of the Mormon Church, and some natives who are laboring principally for them. During 1909 there was over 40 bushels of wheat to every man, woman and child raised in this valley, or over 26,000 bushels.

All of this wheat passed through the mill, being ground into flour, and marketed in the surrounding mining camps.

The loss of grain and flour is felt keenly by all, as the people expected to get out of debt from the returns of the good crop of grain.

The winter now passing is the coldest in the history of the colony in this sunny climate. The health of the people, however, is good.

Thus far 30 gallons of gasoline have been used, the consumption of fuel being much below what was expected. It gives an average of a little over 16 miles to the gallon. The car is becoming a well known sight on the business streets and is attracting much attention.

Twenty-first Ward—A "Get-acquainted social" will be given at the Twenty-first ward amusement hall tonight by members of the parents' class of the Sabbath school. There will be a musical and literary program, followed by dancing and refreshments.

Twentieth Ward—"Lights and Shadows of Zarahemka," in its original presentation, will be seen at the Twentieth ward amusement hall Thursday, Feb. 17. The play was written by Gustav A. Brox of this city, and will be presented by the "Deutsch Dramatisches Verein," the German dramatic society of Salt Lake. Missionaries whose labors called them into the

Swiss-German mission are especially invited to attend.

Murray First Ward—In the First ward amusement hall, Monday, Feb. 14, the local dramatic company will present the play "Triss," and the amusement committee assures the public a fine entertainment.

PROGRAMS.

Special prices to all church organizations on program tickets, doggers, etc. All orders promptly and carefully filled.

THE DESERET NEWS JOB DEPT.

Electric Power

Is Ideal for building contractors.

HANDIEST, CLEANEST, CHEAPEST.

Let our representative give you rates and estimate of cost. Phone our Commercial Department.

Utah Light & Railway Co.

"Electricity for Everything." Bell—Ex. 32. Ind.—777.

Skimmed Milk is Pure

But would you put it in your coffee in preference to rich cream? Hardly.

Ordinary Vanilla May Be Pure

But why injure the flavor of your desserts when you can get the finest, purest, most delicious extract made at practically the same cost?

BURNETT'S VANILLA

surpasses ordinary vanilla as much as rich cream surpasses skimmed milk. A trial bottle will convince you.